

Date of Arrest: 5/12/2013

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

UNITED STATES OF AMERICA,

Plaintiff,

V

Humberto RAMIREZ-Aguirre

AKA: Juan Francisco Verdin

A76 688 987

YOB: 1988

Citizen of Mexico

Defendant

Magistrate Case No. 13-1616 M

COMPLAINT FOR VIOLATION OF

COUNT I

Title 8, United States Code, Section 1326
(a) enhanced by (b) (1) Attempted Re-entry
After Removal (Felony).

The undersigned complainant being duly sworn states:

COUNT I

That on or about 5/12/2013, Defendant Humberto RAMIREZ-Aguirre, an alien, entered or attempted to enter the United States, at or near San Luis, Arizona within the District of Arizona, after having been previously denied admission, excluded, deported, or removed from the United States to Mexico through the port of Calexico, California on or about 1/19/2010. The Secretary of Homeland Security of the United States not theretofore having consented to any reapplication by the Defendant for admission into the United States, in violation of Title 8 United States Code, Section 1326(a) enhanced by (b)(1), a Felony.

And the complainant further states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Date of Arrest: 5/12/2013

Approved by AUSA

Signature of Complainant

Edgar L. Perez

Enforcement Officer

Sworn to before me and subscribed in my presence,

May 13, 2013

Date

at

Yuma, Arizona

City and State

James F. Metcalf, U.S. Magistrate

Name & Title of Judicial Officer

Signature of Judicial Officer

1 UNITED STATES OF AMERICA

2 V.

3 RAMIREZ-Aguirre, Humberto

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6 **Immigration Record:**

7 1/19/2010 Removed to Mexico via Calexico, California POE

8 **CRIMINAL RECORD:**

9 04/20/06	Gilroy, CA PD	Accident Resulting Injury Unlawful to drive	2 yr. prob.
10 01/31/07	San Jose, CA	Receive Stolen property (F) HS Use under influence Cont. Subst.	150 Days Jail 3 yr. Prob. (concurrent)
12 02/18/09	San Jose, CA	Felony while on Bail / Burglary	16 Mo. Jail

13 **SYNOPSIS:**

14 The complainant states that this complaint is based upon the statements of the
15 apprehending officers, that RAMIREZ was found on or about 5/12/2013, at the San Luis,
16 Arizona Port of Entry. Questioning revealed that RAMIREZ is a citizen of Mexico, and is
17 not in possession of valid documents allowing him to enter, be or remain in the United
18 States.
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22 On or about 5/12/2013 Humberto RAMIREZ applied for admission to the United States
23 via the pedestrian lanes at the San Luis, Arizona Port of Entry. Upon his application for
24 admission RAMIREZ presented a Valid California Birth Certificate #662255 and with
25 that claimed to be a United States Citizen. The primary Officer asked RAMIREZ if he
26 had picture identification on him and he stated that he lost his wallet in San Luis,
27 Mexico. The officer then asked RAMIREZ where was he born and he responded that he
28 was born in Los Angeles, CA and that he was en route to his home in San Luis, Arizona.
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8 The Officer noticed that RAMIREZ was nervous and visibly shaking and decided to
9 refer him to secondary for a detailed inspection. Once in secondary the Officers read
10 RAMIREZ his rights as per form I-214 which he signed acknowledging and waiving
11 them. Through record checks and on his sworn statement Officers confirmed that
12 RAMIREZ is a citizen and national of Mexico and have never been citizen or national of
13 any other country. In his sworn statement RAMIREZ stated that the document he
14 presented to attempt to enter the United States illegally is not his and that he understands
15 that his actions were in violation of law. Officers searched Automated Biometric
16 Identification System / Enforcement Case Tracking System (IDENT /ENFORCE),
17 Central Index System (CIS), Deportable Alien Control System (DACS), National Crime
18 Information Center (NCIC), Western Identification Network / Automated Fingerprint
19 Identification System (WIN/AFIS) and Enforce Alien Removal Module (EARM) and
20 confirmed that RAMIREZ had been previously Removed from the United States.
21 RAMIREZ is a citizen of Mexico with no current or pending immigration benefits that
22 would allow him to enter, work and or reside in the U.S.
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8 

9 Signature of Complainant

10 Edgar L. Perez

11 Enforcement Officer

12 Sworn to before me and subscribed in my presence,

13 May 13, 2013

14 Date

15 at

16 Yuma, Arizona

17 City and State

18 James F. Metcalf, U.S. Magistrate

19 Name & Title of Judicial Officer

20 
21 Signature of Judicial Officer